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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/761,095	01/20/2004	Yu-Hong Lin	CFP-2309 (15722-621)	1433

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EXAMINER

WHITE, RODNEY BARNETT

ART UNIT	PAPER NUMBER
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3636

DATE MAILED: 03/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/761,095

Applicant(s)

LIN, YU-HONG

Examiner

Rodney B. White

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 12 August 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)               | Paper No(s)/Mail Date. _____  |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Neuhoff (U.S. Patent No. 4,537,445).

Neuhoff teaches the structures as claimed (See Figures 1-7 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Fromme (U.S. Patent No. 4,640,547).

Fromme teaches the structures as claimed (See Figures 1-6 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Dauphin (U.S. Patent No. 4,641,886).

Dauphin teaches the structures as claimed (See Figures 1-3 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Dauphin (U.S. Patent No. 4,662,680).

Dauphin teaches the structures as claimed (See Figures 1-5 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Locher (U.S. Patent No. 4,787,673).

Locher teaches the structures as claimed (See Figures 1-4 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Faiks et al (U.S. Patent No. 5,026,117).

Faiks et al teach the structures as claimed (See Figures 1-13 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Faiks et al (U.S. Patent No. 5,160,184).

Faiks et al teach the structures as claimed (See Figures 1-13 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Dauphin (U.S. Patent No. 5,295,731).

Dauphin teaches the structures as claimed (See Figures and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Choda et al (U.S. Patent No. 5,601,337).

Choda et al teaches the structures as claimed (See Figures 1-8 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(b) as being anticipated by Wang (U.S. Patent No. 6,419,320 B1).

Wang teaches the structures as claimed (See Figures 1-7 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Ebenstein (U.S. Patent No. 6,588,843 B1).

Ebenstein teaches the structures as claimed (See Figures and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Bock (U.S. Patent Application Publication No. 2004/0140703 A1).

Bock teaches the structures as claimed (See Figures 1-14 and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Bock (U.S. Patent No. 6,709,056 B2).

Bock teaches the structures as claimed (See Figures and specification).

Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Wild (U.S. Patent No. 6,874,853 B2).

Wild teaches the structures as claimed (See Figures 2-3 and specification).

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Su, Locher, Uhlenbrock, Sangiorgio, Sanchez, Shingler, and Makiol, teach chairs similar to the present invention.

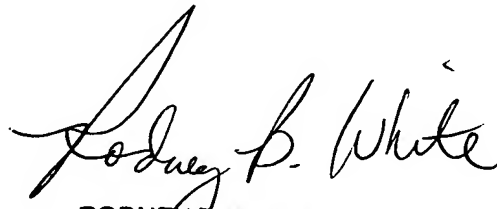
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rodney B. White whose telephone number is (571) 272-6863. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Cuomo can be reached on (571) 272-6856. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Rodney B. White,  
Patent examiner  
Art Unit 3636  
March 6, 2006



RODNEY B. WHITE  
PRIMARY EXAMINER